

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1296 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 6-1.1-17-20, AS AMENDED BY P.L.1-2004,
4 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2004]: Sec. 20. (a) This section applies:
6 (1) to each governing body of a taxing unit that is not comprised
7 of a majority of officials who are elected to serve on the governing
8 body; and
9 (2) if the proposed property tax levy:
10 **(A) for the taxing unit (other than a public library) for the**
11 **ensuing calendar year is more than five percent (5%) greater**
12 **than the property tax levy for the taxing unit for the current**
13 **calendar year; or**
14 **(B) for the operating budget of a public library for the**
15 **ensuing calendar year is more than five percent (5%)**
16 **greater than the property tax levy for the operating**
17 **budget of the public library for the current calendar year.**
18 (b) As used in this section, "taxing unit" has the meaning set forth in
19 IC 6-1.1-1-21, except that the term does not include a school
20 corporation.
21 (c) **Subject to subsection (f), if:**
22 (1) the assessed valuation of a taxing unit is entirely contained
23 within a city or town; or

(2) the assessed valuation of a taxing unit is not entirely contained within a city or town but the taxing unit was originally established by the city or town;

the governing body shall submit its proposed budget and property tax levy to the city or town fiscal body. The proposed budget and levy shall be submitted at least fourteen (14) days before the city or town fiscal body is required to hold budget approval hearings under this chapter.

(d) **Subject to subsection (f)**, if subsection (c) does not apply, the governing body of the taxing unit shall submit its proposed budget and property tax levy to the county fiscal body in the county where the taxing unit has the most assessed valuation. The proposed budget and levy shall be submitted at least fourteen (14) days before the county fiscal body is required to hold budget approval hearings under this chapter.

(e) The fiscal body of the city, town, or county (whichever applies) shall review each budget and proposed tax levy and adopt a final budget and tax levy for the taxing unit. The fiscal body may reduce or modify but not increase the proposed budget or tax levy.

(f) The governing body of a public library described in subsection (a)(2)(B) is required to submit only its:

(1) proposed operating budget; and

(2) proposed property tax levy for its operating budget; under subsection (c) or (d). A fiscal body's review under subsection (e) is limited to the proposed operating budget of the public library and the proposed property tax levy for the library's operating budget."

Renumber all SECTIONS consecutively.

(Reference is to HB 1296 as printed February 2, 2004.)

Representative Frenz